

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

AMERISOURCEBERGEN CORPORATION;  
AMERISOURCEBERGEN DRUG  
CORPORATION; and INTEGRATED  
COMMERCIALIZATION SOLUTIONS, LLC,

Defendants.

Case No. 2:22-cv-05209-GJP

**ORAL ARGUMENT REQUESTED**

**DEFENDANTS' MOTION TO DISMISS**

Defendants AmerisourceBergen Corporation, AmerisourceBergen Drug Corporation, and Integrated Commercialization Solutions, LLC respectfully move to dismiss the Complaint with prejudice. Defendants' Motion is supported by the incorporated memorandum of law filed herewith.

Dated: March 30, 2023

Respectfully submitted,

/s/ Andrew J. Levander  
Andrew J. Levander (*pro hac vice*)  
DECHERT LLP  
1095 Avenue of the Americas  
New York, NY 10095  
212-698-3500  
andrew.levander@dechert.com

Michael S. Doluisio  
Stuart T. Steinberg  
Catherine V. Wigglesworth  
DECHERT LLP  
Cira Centre  
2929 Arch St.  
Philadelphia, PA 19104  
215-994-4000

michael.doluisio@dechert.com  
stuart.steinberg@dechert.com  
catherine.wigglesworth@dechert.com

D. Brett Kohlhofer (*pro hac vice to be filed*)  
DECHERT LLP  
1900 K Street, NW  
Washington, DC 20006  
202-261-3300  
d.brett.kohlhofer@dechert.com

Lawrence S. Lustberg (*pro hac vice*)  
GIBBONS, P.C.  
One Gateway Center  
Newark, NJ 07102  
973-596-4500  
llustberg@gibbonslaw.com

Meredith S. Auten  
MORGAN, LEWIS & BOCKIUS LLP  
1701 Market Street  
Philadelphia, PA 19103  
215-963-5000  
meredith.auten@morganlewis.com

*Counsel for Defendants AmerisourceBergen Corporation, AmerisourceBergen Drug Corporation, and Integrated Commercialization Solutions, LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that on March 30, 2023, I served a true and correct copy of the foregoing upon all counsel of record via the Court's CM/ECF electronic filing system.

*/s/ Andrew J. Levander*

Andrew J. Levander